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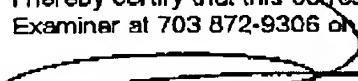
APR 05 2004

OFFICIAL**FAX COVER SHEET**

FAX NUMBER TRANSMITTED TO: 703-872-9306**DATE:** April 5, 2004**TO:** Examiner Wendy Haas**FROM:** Aaron T. Borrowman**RE:** Our Docket No. BROKAW-40124**Number of pages being sent, including cover sheet:** 18**MESSAGE:**

** INCLUDING COVER SHEET. IF YOU DO NOT RECEIVE ALL PAGES, PLEASE TELEPHONE
US IMMEDIATELY AT (818) 347-7900.

I hereby certify that this correspondence is being faxed to the Examiner at 703 872-9306 on April 5, 2004.

 April 5, 2004
Aaron T. Borrowman, Reg. No. 42,348 Date

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

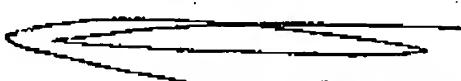
In re Application of Josef Stefan Köhne)	Group Art Unit: 1661
Serial No. 10/046,490)	Examiner: Wendy Haas
Filed: October 25, 2001)	Docket No.
For: AVOCADO TREE NAMED 'MERENSKY 2')	BROKAW-40124
)	
)	
)	

OFFICIAL COMMUNICATION

Dear Madame:

In a April 2, 2004 telephone discussion with the Examiner Wendy Haas, it was indicated that there was no record of the following Amendment, filed on November 21, 2003 (as evidenced by the Certificate of Service) and received at the United States Patent and Trademark Office on November 25, 2003 (as evidenced by the postcard).

Respectfully submitted,
KELLY BAUERSFELD LOWRY & KELLEY, LLP


Aaron T. Borrowman
Registration No. 42,348

ATB/kr
6320 Canoga Avenue, Suite 1650
Woodland Hills, California 91367
(818) 347-7900

BROKAW-40124
SN 10/046,490
RESPONSE

Please acknowledge receipt of our AMENDMENT AF, FOR PTO/SB/21 by affixing hereon the Patent and Trademark Office date stamp and returning same to our office.

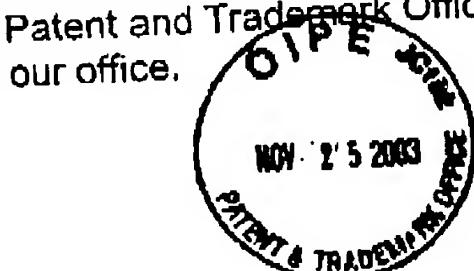
In re application of:

Josef Stefan Kohne
Appl. No. 10/046,490
Filed: October 25, 2001
For: AVOCADO TREE NAMED 'MERENSKY 2'
Mailed: November 21, 2003
BROKAW-40124
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BROKAW-40124
ATB/kr



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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to MS-BOX AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 21, 2003.

November 21, 2003
Aaron T. Borrowman, Reg. No. 42,348 Date

APR 05 2004

OFFICIAL**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of Josef Stefan Köhne) Group Art Unit: 1661
Serial No. 10/046,490) Examiner: Wendy Haas
Filed: October 25, 2001) Docket No.
For: AVOCADO TREE NAMED 'MERENSKY 2') BROKAW-40124
)	

AMENDMENT

MS: Amendment -No Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Madame:

In response to an Office Action dated October 23, 2003, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Remarks/Arguments begin on page 15 of this paper.

BROKAW-40124
SN 10/046,490
RESPONSE